



At the conclusion of the Preliminary Hearing, the Administrative Law Judge stated he felt the evidence supported a finding of accidental injury arising out of and in the course of employment. There were, however, six subsequent depositions taken by the respondent. The medical records of treatment after the alleged date of accident do not include a history of a work-related accident. Claimant did not relate a work-related accident to any of the individuals at work. In fact, she related a history of conflict with the supervisor which would not have been a compensable work-related injury. She did not describe a compensable work-related injury until after she had been advised that the consistent history she had given would not entitle her to workers compensation benefits. On the basis of those facts the Appeals Board finds that claimant has not established accidental injury arising out of and in the course of her employment.

**WHEREFORE**, it is the finding, decision, and order of the Appeals Board that the decision of Administrative Law Judge James R. Ward, dated December 9, 1994, should be, and the same is hereby, affirmed.

**IT IS SO ORDERED.**

Dated this \_\_\_\_ day of March, 1995.

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BOARD MEMBER

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BOARD MEMBER

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BOARD MEMBER

c: Stella E. Williams, Junction City, KS  
Kathryn D. Myers, Topeka, KS  
James R. Ward, Administrative Law Judge  
George Gomez, Director